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**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CWP-10841-2022
Date of decision: 09.08.2022

ARYA INDUSTRIES

...Petitioner

VERSUS

STATE OF PUNJAB AND ANOTHER

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Arjun Veer Sharma, Advocate
for the petitioner.

JAISHREE THAKUR, J. (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India for issuance of an appropriate writ in the nature of mandamus, directing respondent Nos.1 and 2 to preserve the paddy “held entitled to be allocated to the petitioner” in view of order dated 19.04.2022 (Annexure P-1) passed in *CWP No.24845 of 2021*, titled as *Arya Industries and Another versus State of Punjab and Others*.

In brief, the facts are that the petitioner herein had approached this Court, wherein the basic challenge was to the petitioner-Miller being declared as a defaulter. While not allowing the claim of M/s Kuber Rice and General Mills, Mullanpur in CWP No.24845 of 2021, this Court came to the conclusion that M/s Arya Industries, who was associated with M/s Kuber Rice and General Mills, Mullanpur could not be faulted and had allowed

paddy to be supplied to petitioner No.1-Arya Industries. The writ petition was partly allowed and it is now on the basis of the said writ petition that M/s Arya Industries i.e. petitioner herein is seeking allocation of paddy. It would be pertinent to note that at this juncture, contempt petition already stands pending in this Court. Therefore, this Court is of the opinion that once the contempt petition is already pending seeking implementation of any direction given by this Court, the instant writ petition would not be maintainable.

Consequently, the instant writ petition is dismissed.

09.08.2022
Chetan Thakur

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*